

STATE OF NEW JERSEY  
Office of the Attorney General  
Department of Law and Public Safety  
Division of Gaming Enforcement

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Application of American Cut AC, Marc Forgione,  
LLC d/b/a American Cut for a Casino Hotel  
Alcoholic Beverage (CHAB) License

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ORDER  
(Interim CHAB Authorization)  
3333-01-083-001

By its Application, American Cut AC, Marc Forgione, LLC d/b/a American Cut (“American Cut”), VRF #84925, Log # 12-73, seeks to obtain a Casino Hotel Alcoholic Beverage (“CHAB”) license as required to operate within the casino hotel facility of Revel Entertainment Group, LLC d/b/a Revel (“Revel”).

Upon review of the Application and upon review of the information obtained during the Division of Gaming Enforcement’s (“Division”) preliminary investigation to date, the Division has found American Cut preliminarily qualified to hold a CHAB license pending the conclusion of the Division’s investigation.

Having considered the relevant provisions of the Casino Control Act, *N.J.S.A. 5:12-1 et seq.*, and pursuant to the Division’s authority to issue a CHAB license under *N.J.S.A. 5:12-103(a)*, I hereby ORDER that the request be granted and that American Cut be issued an interim CHAB authorization, number **3333-01-083-001**, with the following conditions:

1. American Cut is issued an interim CHAB authorization based upon the Division’s preliminary review of the applicant. At any time during the completion of the Division’s full review should American Cut be found by the


Division to be unqualified to hold a CHAB license, the interim authorization issued to American Cut will be revoked upon that determination.

2. At the conclusion of the Division's investigation of American Cut, the Division will issue a plenary CHAB license to American Cut upon a finding that American Cut is qualified to hold a CHAB license.
3. American Cut is authorized as a Type II (hotel) CHAB location in Revel as depicted on the architectural drawings submitted in connection with American Cut's license application. This entitles American Cut to sell alcoholic beverages by the glass or other open receptacle for on-premise consumption as well as to possess or store alcoholic beverages within its authorized bar/restaurant location on what is depicted on that architectural drawing as Level 32 (Dining Enclave Level) of Revel. American Cut is also authorized for a Type V (storage) CHAB location at its alcoholic beverage storage area located on the loading dock level (Warehouse Level) of Revel as depicted on the architectural drawing submitted with its license application.
4. The Division reserves the right to suspend, limit, condition or revoke American Cut's interim CHAB authorization or to take any other actions authorized by and pursuant to *N.J.S.A. 5:12-109* and *129* in appropriate circumstances.
5. The Division retains the right to take any and all action authorized by the Casino Control Act regarding the suitability of American Cut to transact business with Revel including those vendors operating within that casino hotel.
6. American Cut shall not transfer any ownership interest, except between existing natural person or entity qualifiers, without first receiving prior written approval from the Division.
7. American Cut shall not enter into any management agreement, profit sharing agreement, franchise agreement or service agreement with any person or entity in connection with the operation of the premises without first receiving prior written approval from the Division.
8. American Cut shall not amend or assign its lease with Revel without first receiving prior written approval from the Division.
9. American Cut is to comply with the provisions of *N.J.S.A. 33:1-25* and *26*, *N.J.A.C. 13:2-14.5*, as well as *N.J.A.C. 13:69I-1.5*, *2.2* and *2.3* which pertain to employment eligibility in a licensed CHAB facility.
10. American Cut is to maintain on its premises at Revel an updated and current Employee Listing pursuant to *N.J.A.C. 13:69I-2.3(a)* and provide a copy of this listing to the Division on the first day of each calendar quarter pursuant to *N.J.A.C. 13:69I-2.3(d)*. The listing must also be available for inspection upon

request by staff of the Division.

11. American Cut must obtain all necessary approvals required by other governmental agencies prior to the sale of any alcoholic beverages. American Cut is also required to update and maintain any of these approvals as appropriate.
12. American Cut will comply with all requirements attendant to Type II CHAB authorization, pursuant to *N.J.S.A. 5:12-103g(2)*, with all requirements attendant to Type V authorization, pursuant to *N.J.S.A. 5:12-103g(5)* and *N.J.A.C. 13:69I-3.5*, and with all applicable alcoholic beverage laws and regulations of the Division and, as deemed applicable, the Division of Alcoholic Beverage Control.
13. American Cut will train its employees and implement procedures to insure that the service of alcoholic beverages on its authorized premises will be only to those patrons who are over the age of 21 and who are not actually or apparently intoxicated.

Dated: April 12, 2012

  
DAVID L. REBUCK  
DIRECTOR